

FORM TO BE USED BY A PRISONER IN FILING A CIVIL RIGHTS COMPLAINT

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

(1) Edward Jackson 200609063  
(Name of Plaintiff) (Inmate Number)  
4256 Manor drive Stroudsburg PA  
(Address)

(2) \_\_\_\_\_  
(Name of Plaintiff) (Inmate Number)  
\_\_\_\_\_  
(Address)

(Each named party must be numbered,  
and all names must be printed or typed)

vs.

(1) Charles Silverio  
(2) Salvatore Zito  
(3) Eyers  
(Names of Defendants)

(Each named party must be numbered,  
and all names must be printed or typed)

\_\_\_\_\_  
(Case Number)

CIVIL COMPLAINT

FILED  
SCRANTON

MAY 10 2021

PER                       
DEPUTY CLERK

TO BE FILED UNDER: \_\_\_\_\_ 42 U.S.C. § 1983 - STATE OFFICIALS  
\_\_\_\_\_ 28 U.S.C. § 1331 - FEDERAL OFFICIALS

I. PREVIOUS LAWSUITS

A. If you have filed any other lawsuits in federal court while a prisoner, please list the caption and case number including year, as well as the name of the judicial officer to whom it was assigned:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**II. EXHAUSTION OF ADMINISTRATIVE REMEDIES**

In order to proceed in federal court, you must fully exhaust any available administrative remedies as to each ground on which you request action.

- A. Is there a prisoner grievance procedure available at your present institution? ☒ Yes ☐ No
- B. Have you fully exhausted your available administrative remedies regarding each of your present claims? ☒ Yes ☐ No
- C. If your answer to "B" is Yes:
1. What steps did you take? filed Grievances, Numerous Grievances to No Avail, Called state & County Commissioners, Talked to Admin
  2. What was the result? ABSOLUTELY Nothing
- D. If your answer to "B" is No, explain why not: \_\_\_\_\_

**III. DEFENDANTS**

- (1) Name of first defendant: Charles Silverio  
 Employed as Correctional Officer at Monroe County Correctional Facility  
 Mailing address: 4750 Manor Drive Stroudsburg PA 18360
- (2) Name of second defendant: Salvatore Zito  
 Employed as Sergeant Commanding Officer at Monroe County Correctional Facility  
 Mailing address: 4750 Manor Drive Stroudsburg PA 18360
- (3) Name of third defendant: \_\_\_\_\_  
 Employed as Sergeant Commanding Officer at Monroe County Correctional Facility  
 Mailing address: 4750 Manor Drive Stroudsburg PA 18360

(List any additional defendants, their employment, and addresses on extra sheets if necessary)

**IV. STATEMENT OF CLAIM**

(State here as briefly as possible the facts of your case. Describe how each defendant is involved, including dates and places. Do not give any legal arguments or cite any cases or statutes. Attach no more than three extra sheets if necessary.)

1. C.O. Silverio Struck me on the face & body numerous times with his knees before & after I was handcuffed & shackled in front of An entire unit As well as on camera, he then

took me to the Backstage Area & the Assault Continued

2. SGT Zito Condoned the entire Assault & Covered for them so no one could see in the cell, Once I was in the Backstage Area he also Allowed Silverio to try and smother me in the Backstage Area Never Once Intervening & Stopping the ensuing Madness
3. SGT Evers Also Condoned the entire Assault & helped them to Coherate A story in which they where absolved from any Reprimand

## V. RELIEF

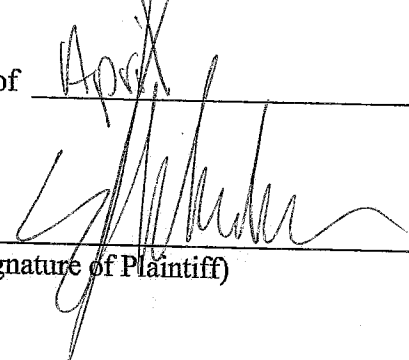
(State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.)

1. I would like to be compensated for punitive & Compensatory \$100k \$50k each, & for An Immediate Resignation so that this doesnt happen to Any other inmates or Individuals in this Institution again
2. For defendants to pay Costs & Fees Associated with Courts & Compensatory fees \$50k As well as any future hospital or Mental health services
3. Ensure that this never happens to Another Inmate Again At this Institution this has been going on behind these Scenes for far to long

---

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 30<sup>th</sup> day of April, 2021.

  
\_\_\_\_\_  
(Signature of Plaintiff)

To: Attorney General of PA.  
393 Walnut Street  
Harrisburg, PA 17120

From Edward G. Jackson #200609063  
M.C.S.  
4250 Manor Drive  
Stroudsburg, PA 18360

Re: Brutally Assaulted by Silverio As well as other guards

4/23/21

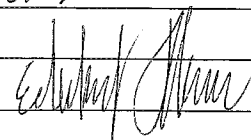
ON April 12<sup>th</sup> or 13<sup>th</sup>, 2021 C/O Silverio physically Assaulted me by  
kneeing me in the face multiple times, As well as in my Ribs & Sides  
while I was Cuffed & shackled with 7 other guards Assaulting  
me to Cause Serious Bodily Injury, As well as taking me to  
Another cell in the Bunk House Area, Cell #4 to be exact, And Continued  
the Assault, I was never properly Assessed by medical & No one came to photograph  
My Injuries till 3 Days later

I Charge Officer Charles Silverio with aggravated Assault to  
Cause Serious Bodily Injury SGT Zito is Condoning &  
knowing this C/O to Assault us Inmates & this Is Not An Isolated  
Incident

I Declare under the penalty of perjury that the Information  
here Is true & Correct to the best of my knowledge & Beliefs  
& Enclosed Is a copy of my write up his write up & my  
Grievance which has still not been Res ponded too

(See video surveillance footage April 13<sup>th</sup> 2021

@ Approx. 9:30 - 10:00 pm EST)

Date 4/23/21 By 

Edward G. Jackson

# Monroe County Correctional Facility

## Inmate Grievance Form

Inmate's Name: Edward Jackson OCA # 200609063  
 Date Grievance requested 4/14 Date Grievance given to inmate 4/16  
 Grievance Tracking Number 2021-G-0074  
 Completed grievance received by Grievance Coordinator on \_\_\_\_\_

### Inmate Filing Grievance:

Complete Parts I and II of this form using clear, specific and brief statements. Attach any request slips which will verify your attempt to resolve this issue with correctional staff and/or supervisors.

#### Part I: State your grievance clearly. If you need more space attach a separate sheet of paper.

On April 13<sup>th</sup> at approximately 9:30pm I was on delta unit 8 in my cell # 28, on my tablet using the phone application when they were conducting cell searches with the CO's Officer Silverio who has continually been harassing me since December of last year. (I have told the Counselor numerous times as well as while shifts in charge).

#### Part II: Action or relief requested

I would either like for him to resign or to be compensated for pain & suffering. Furthermore I hoped that none of this happens to another individual ever again. (For Defendant's attorney fees associated with this books purchase + \$50K in compensation)

**Certification:** I submit this grievance in good faith, having exhausted all other remedies and without the intent to harass. I affirm that all statements I have given are true and correct. I understand that I have guarantee against reprisal but also understand that I may face disciplinary action if I have filed this grievance under false pretenses or intentionally made false statements.

Inmate's Signature: [Signature] Inmate Print Name: Edward Jackson  
 DATES ACTING SEC. 2021-04-14-16  
 GO SILVERIO FOR EXCESSIVE USE OF FORCE TO CHASE SERIOUS BODILY INJURY

#### Grievance Response – Step 1

Answered by \_\_\_\_\_ Date: \_\_\_\_\_

I, Inmate \_\_\_\_\_ do not agree with the response in Step 1 and would like this grievance to be sent to the final grievance step.

I understand the Final Step, answered by the Warden/designee is the final step in the grievance process and shall be considered final.

Inmate Signature \_\_\_\_\_ Print name and date \_\_\_\_\_

#### Grievance Response – Final Step

Answered by Warden \_\_\_\_\_ Date: \_\_\_\_\_



Upon final response yellow copy to grievance file, white copy to inmate



1 of 2

\* LOPIKE THIS OVER SO YOU  
WILL HAVE A COPY.

Approaches my Cell and Advises me to Exit my Cell, upon Exiting my Cell he Conducts a pat down Search & tells me to go sit down. In the dayroom then asks for my Tablet, To which I Ask why? he then takes my tablet & my headphones & disconnects them, whilst I gas, then Requests a strip search, to which I follow "lets" to be stripped down, They tell me to step on the shower I Reply I have no shower shoes or shoes on pencil, As per Silverio told me like a seat on the dayroom barefooted, The Cat tells me the best he can do is get my shower shoes or Change me into the Map Closet to which I Comply At this time Silverio Approaches me & tells me he "does not Give a Fuck how I Feel," that I need to get on the fucking shower right now." he reaches for my Cellar & I back up saying "get your white shirt please" he then grabs my Arm so I proceed to Assume the Compliance or Cuffing position & ~~shoves~~ knees me on the side, Silverio Kneels me again on the face, I lay down, he then tells me to stop Resisting, & Kneels me on the Ribs, he & multiple other officers began to Cuff me As I have Complied from the beginning & am continuing to Comply Silverio is still kneeling me on the head & Ribs, he continues to say I'm not complying & continues to deliver kicks to my Ribs As well As. Kicking punches to my kidneys & sides, he's Grabbing my hair & pulls me to my feet, & bangs my head off the wall, pat down & continues to Assault me. In the sally port, he Officer Silverio is continually banging my head off the corner of the wall in the sally port Calling me names & intimidating me he then takes me to the last cell on the right on the Rintake floor he's still Assaulting me Striking me on the Ribs & And my sides where my love handles would be, Pushing my face into the mat face down, Covering my face with the set of dress Ribs I'm to be charged Into. All the while "White shirt" Sgt Zito is telling me it will all be over soon, but bitching, he also is covering the door so no one can see on the Cat Silverio is continually covering my Armpits, & everytime I turn my face to get far he strikes me & tells me to stop Resisting, The whole time they have me like they had my legs are Socked up to my back & they are wrenching my left & Right Arms while still Cuffed well up past my shoulders, they Search, strip, Strip, my White & shirt my mask & underwear off of me. All the while I am still being struck about the Ribs & body



202

They then exit the cell leaving me to my own devices, the nurse does not assess me or see me until later that evening & she still doesn't properly assess me Nurse Trotter & Nurse Miller just wave by my cell on brows & Give me two Ibuprofen & Tylenol 3. I am not properly seen until 2 days later when Deputy Warden Melay comes personally to make sure my injuries are documented & photographed, & that I am also being properly assessed, I have not been treated, Deputy Warden Melay did make sure that they photographed my injuries & made sure they X-Rayed My Ribs Side & Sides I am very Grateful for that, My thanks go to her.

Mr. Jackson 28509063  
1255 Manor Drive  
Hawthorne, Pa 18326

RECEIVED  
SCRANTON

MAY 10 2021

PER   
~~DEPUTY CLERK~~

Office of the Clerk  
United States District Court  
P.O. Box 1148  
Scranton PA 18561-1148

